

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 10TH OCTOBER 2007 / 18TH ASWINA 1929

Bail Appl..No. 6177 of 2007()

(CRIME NO.213 OF 2007 OF VITHURA POLICE STATION)

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PETITIONERS/ACCUSED (IN CUSTODY):

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- 1. SUNIL KUMAR,S/O.SASIDHARAN,PUTHUVAL
PURAYIDOM VEEDU,KUZHIVILAKOM,VALIYATHURA.**
 - 2. BIJU KUMAR,S/O.SASIDHARAN,PUTHUVAL
PURAYIDOM VEEDU,KUZHIVILAKOM,VALIYATHURA.**

BY ADV. SRI.D.AJITHKUMAR

RESPONDENTS: COMPLAINANT:

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- 1. STATE OF KERALA REPRESENTED BY PUBLIC
PROSECUTOR,HIGH COURT OF KERALA,ERNAKULAM.**
 - 2. STATION HOUSE OFFICER,VITHURA.**

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 10/10/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

KSS

R. BASANT, J.

B.A. NO. 6177 of 2007

Dated this the 10th day of October, 2007

ORDER

Application for regular bail. The petitioners are accused 1 and 2. They were allegedly found to keep in their possession and transporting of 90 litres of arrack in two motor-cycles on 21/8/07. They were intercepted by the local people who informed the police who came to the scene and arrested the accused. The petitioners continue in custody from 21/8/07. The learned Public Prosecutor submits that the petitioners have no history of any criminal antecedents.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioners can now be enlarged on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) The application is allowed.

(b) The petitioners shall be released on bail on the

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following terms and conditions:

(i) The petitioners shall execute bonds for Rs.1,00,000/- (Rupees one lakh only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioners shall make themselves available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

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(R. BASANT, JUDGE)